

MEMO ENDORSED

Stephen A. Katz, P.C.
Attorney at Law

111 JOHN STREET, SUITE 800
NEW YORK, NY 10038-3180
(212) 349-6400 FAX: (646) 308-1170
1-(800) 251-3529
sakatz00@gmail.com

The application is ☒ granted.
☒ denied.

Nelson S. Roman, U.S.D.J.
Dated: Jan. 20, 2015
White Plains, New York 10601

18 January 2015

Stephen A. Katz (MA, NY & PA)

Honorable Nelson S. Roman
United States District Judge
United States Courthouse
300 Quarropas Street
White Plains, NY 10601

Re: Hutter v. Countrywide Bank, N.A., Civil Action no. 09-CIV-10092 (NSR) (LMS)

Dear Judge Roman:

As counsel for the plaintiff Nance M. Hutter, I am writing to request a three-week extension of the deadline, until 11 February 2015, for Hutter to serve her opposition to defendant Countrywide Bank's motion for summary judgment.

1. **The original deadline:** Currently Hutter must serve her opposition to Countrywide's summary-judgment motion by 22 January 2015. I ask that the deadline be extended to 11 February 2015 so that Countrywide will receive Hutter's opposition by 12-FEB-2015. Countrywide's reply will then be due on 26 February 2015. Hutter agrees not to seek any more adjournments of her deadline for opposing Countrywide's summary-judgment motion, but she will consent to any reasonable request of Countrywide's to extend the bank's 26-FEB-2015 reply deadline.

2.-3. **The number of previous requests for adjournment or extension, and whether they were granted:**

Hutter:
Nine previous requests

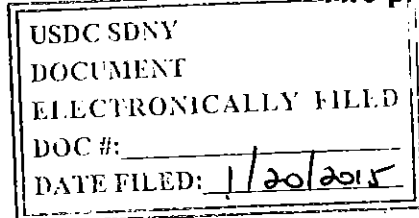
17-MAY-2010, docket no. 18 Granted
31-MAR-2011, docket no. 35 Granted
06-MAY-2011, docket no. 38 Granted
15-NOV-2011, docket no. 47 Granted
19-AUG-2012, docket no. 70 Denied
08-NOV-2013, docket no. 98 Denied
16-JAN-2014, docket no. 105 Granted
28-JAN-2014, docket no. 107 Granted
23-MAY-2014, docket no. 146 Granted

Countrywide Bank, N.A.:
Six previous requests

23-DEC-2009, docket no. 3 Granted
05-FEB-2010, docket no. 6 Granted
29-JUN-2010, docket no. 29 Granted
04-FEB-2011, docket no. 33 Granted
03-JUN-2011, docket no. 40 Granted
13-MAY-2013, docket no. 85 Granted

Evolution Mortgage Inc.:
Two previous requests

Watermark Capital, Inc.:
Three previous requests



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16-DEC-2011, docket no. 52 Granted	13-DEC-2011, docket no. 51 Granted
	13-MAY-2013, docket no. 86 Granted
16-JAN-2015, docket no. 171 Granted	16-JAN-2015, docket no. 172 Granted

4. The reason for the instant request: Whether by coincidence or otherwise, the opposing parties in many of my cases have all recently sought summary judgment or dismissal at the same time (or, in another Hutter matter, I must perfect an appeal), so that I must file opposition papers according to this schedule:

Case	Katz's Opposition to Summary Judgment or Dismissal Due
<i>U.S. Bank, N.A. v. Hayrioglu</i> , Nassau County Sup. Ct. no. 14897-2010	05-JAN-2015
<i>Merino v. U.S. Bank Nat'l Assoc.</i> , Queens Sup. Ct. no. 19476-2013	12-JAN-2015
<i>Merino v. HSBC Bank USA</i> , Sup. Ct. Queens County no. 18463-2013	22-JAN-2015
<i>PHH Mortgage Corporation v. Hernandez</i> , Nassau Sup. Ct. no. 011964-2011	24-JAN-2015
<i>Federal National Mortgage Association v. Cardenas</i> , Queens Sup. Ct. no. 706539-2014	27-JAN-2015
<i>Hutter v. Citibank, N.A.</i> , Second Department Docket no. 2014-06732	29-JAN-2015 (deadline to perfect appeal)
<i>Deutsche Bank National Trust Company v. Dostaly</i> , Kings Sup. Ct. no. 26418-2007	03-FEB-2015

Those cases' filing deadlines' coming just when Hutter's opposition to Countrywide's summary-judgment motion is due on 22-JAN-2015, have greatly reduced my available time for combating Countrywide's motion. That is why I seek an adjournment.

5.-6. Whether the adversaries consent: All three defendants consent to Hutter's adjournment.

Thank you for considering this request.

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Sincerely yours,


Stephen A. Katz

SAK
cc: To all counsel by fax
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